

PATENT
5298-04700/PM00028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Gilboa et al.

Serial No. 09/846,119

Filed: April 30, 2001

For: METHOD OF MAKING A
PLANARIZED SEMICONDUCTOR
STRUCTURE

Group Art Unit: 1763
Examiner: Goudreau, G.

Atty. Dkt. No. 5298-04700

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I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date indicated below.

September 19, 2003
Date

Kevin L. Daffer

**STATEMENT OF FACTS IN SUPPORT OF FILING A DECLARATION UNDER 37 C.F.R. § 1.131
ON BEHALF OF NON-SIGNING INVENTOR UNDER 37 C.F.R. § 1.47(a)**

Commissioner for Patents
Washington, D.C. 20231

Dear Sir/Madam:

This statement is made as to the facts surrounding a diligent effort made by the undersigned to secure the execution of a declaration under 37 C.F.R. § 1.131 by the non-signing inventor, Steven Hedayati, for the above-identified patent application.

This statement is being made by the undersigned, Kevin L. Daffer, attorney for the assignee Cypress Semiconductor Corporation, having first-hand knowledge of the facts recited herein.

I, Kevin L. Daffer, do hereby declare that:

1. I am a registered patent attorney commissioned on behalf of Cypress Semiconductor Corporation to:
 - a. Prepare a response to an Office Action mailed May 21, 2003 regarding the above-identified patent application listing Steven Hedayati, Yitzhak Gilboa, Krishnaswamy Ramkumar, and William W.C. Koutny, Jr. as co-inventors;
 - b. Prepare a declaration under 37 C.F.R. § 1.131 and procure signatures on that declaration by each of the co-inventors; and
 - c. File the response and accompanying signed declaration with the U S Patent & Trademark Office.

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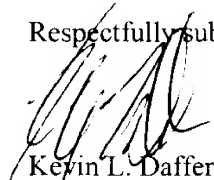
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2. I prepared the declaration and forwarded a copy of same to each of the co-inventors Steven Hedayati, Yitzhak Gilboa, Krishnaswamy Ramkumar and William W.C. Koutny, Jr.
3. All of the co-inventors are currently employed at Cypress Semiconductor Corporation except for Steven Hedayati.
4. A letter attaching a copy of the declaration seeking Steven Hedayati's signature thereon was sent on August 21, 2003 via certified mail, return receipt requested, to Mr. Hedayati's last known address of:

Steven Hedayati
1240 Valley Quail Circle
San Jose, CA 95120

5. A copy of the declaration and cover letter sent to Steven Hedayati forwarding the declaration is attached along with the signed return receipt.
6. The documents were executed by Yitzhak Gilboa, Krishnaswamy Ramkumar, and William W.C. Koutny, Jr. No response or communication has been received from Steven Hedayati.
7. The last known address and telephone number of Steven Hedayati is 1240 Valley Quail Circle, San Jose, CA 95120, 408/927-0187 (home).
8. Since Steven Hedayati was unable to be reached to sign the captioned declaration, the declarations signed by Yitzhak Gilboa, Krishnaswamy Ramkumar, and William W.C. Koutny, Jr. serve to make the declaration on behalf of Mr. Hedayati according to 37 C.F.R. § 1.47(a).

Respectfully submitted,



Kevin L. Daffer
Reg. No. 34,146
Attorney for Applicants

Conley Rose, P.C.
P.O. Box 684908
Austin, Texas 78768-4908
512/476-1400
Date: September 19, 2003

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1. Article Addressed to:

Stevan Hedayati
1240 Valley Quail Circle
San Jose, CA 95120

5298-04700

2. Article Number
(Transfer from service label)

7002 3150 0004 6684 7494

PS Form 3811, August 2001

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X *Stevan Hedayati* ☐ Agent ☐ Addressee

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